

**UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK**

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YUKOS CAPITAL S.A.R.L., *et al.*,

*Plaintiffs,*

v.

DANIEL CALEB FELDMAN,

*Defendant.*

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DANIEL CALEB FELDMAN,

*Counterclaim-Plaintiff,*

v.

YUKOS CAPITAL S.A.R.L., YUKOS  
HYDROCARBONS INVESTMENTS  
LIMITED, STICHTING  
ADMINISTRATIEKANTOOR YUKOS  
INTERNATIONAL, STICHTING  
ADMINISTRATIEKANTOOR  
FINANCIAL PERFORMANCE  
HOLDINGS, LUXTONA LIMITED and  
MARC FLEISCHMAN, TRUSTEE OF  
THE 20015 SECURITY TRUST, as  
successor in interest to the 2004 SECURITY  
TRUST,

*Counterclaim-Defendants.*

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DANIEL CALEB FELDMAN,

*Third-Party Plaintiff,*

v.

DAVID GODFREY, STEVEN THEEDE,  
MARC FLEISCHMAN, BRUCE

**C.A. No. 15-4964-LAK**

**REQUEST FOR ISSUANCE  
OF SUMMONS**

MISAMORE, MICHEL de §  
GUILLENCHMIDT, GRETCHEN KING, §  
FINANCIAL PERFORMANCE §  
HOLDINGS B.V., FAIR OAKS TRADE §  
AND INVEST LIMITED and DIRECTORS §  
PROTECTION LTD, SOLELY IN ITS §  
CAPACITY AS THE TRUSTEE FOR THE §  
DIRECTORS PROTECT TRUST, §  
*Third-Party Defendants.* §  
§  
§

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NOW COMES Third-Party Plaintiff, Daniel Caleb Feldman, by and through his undersigned counsel and requests that Summonses be issued upon the Third Party Defendants, as identified in the attached rider, in the above-referenced case.

Dated: July 21, 2015

Respectfully submitted,

BAILEY & GLASSER, LLP

/s/ Athanasios Basdekis

Athanasios Basdekis (AB2574)

Brian A. Glasser (*pro hac vice* forthcoming)

Russell M. Soloway (*pro hac vice* forthcoming)

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Plaintiff and Third-Party Plaintiff  
Daniel Caleb Feldman*

**RIDER TO**  
**REQUEST FOR ISSUANCE OF SUMMONS**

David Godfrey  
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Steven Theede  
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Marc Fleischman  
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Michel de Guillenchmidt  
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Financial Performance Holdings, B.V.  
De Boelelaan 7  
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Fair Oaks Trade and Investment Limited  
Trident Chambers  
P. O. Box 146, Road Town  
Tortola, British Virgin Islands

Directors Protection Ltd  
Romasco Place  
Wickhams Cay #1, Road Town  
Tortola, British Virgin Islands

UNITED STATES DISTRICT COURT

for the

Southern District of New York

YUKOS CAPITAL, S.A.R.L. et al.,

*Plaintiff*

v.

DANIEL CALEB FELDMAN,

*Defendant, Third-party plaintiff*

v.

DAVID GODFREY, et al.,

*Third-party defendant*

Civil Action No. 15-4964-LAK

SUMMONS ON A THIRD-PARTY COMPLAINT

To: *(Third-party defendant's name and address)*

A lawsuit has been filed against defendant Daniel Caleb Feldman, who as third-party plaintiff is making this claim against you to pay part or all of what the defendant may owe to the plaintiff Yukos Capital S.A.R.L., et al.

Within 21 days after service of this summons on you (not counting the day you received it) — or 60 days if you are the United States or a United States agency, or an officer or employee of the United States described in Fed. R. Civ. P. 12 (a)(3) — you must serve on the plaintiff and on the defendant an answer to the attached complaint or a motion under Rule 12 of the Federal Rules of Civil Procedure. The answer or motion must be served on the defendant or defendant's attorney, whose name and address are:

Athanasios Basdekis  
Bailey & Glasser LLP  
209 Capitol Street, Charleston, WV 25301

It must also be served on the plaintiff or plaintiff's attorney, whose name and address are:

Mary E. Flynn  
Morrison Cohen LLP  
909 Third Avenue, New York, NY 10022

If you fail to respond, judgment by default will be entered against you for the relief demanded in the third-party complaint. You also must file the answer or motion with the court and serve it on any other parties.

A copy of the plaintiff's complaint is also attached. You may – but are not required to – respond to it.

Date: \_\_\_\_\_

CLERK OF COURT

\_\_\_\_\_  
*Signature of Clerk or Deputy Clerk*

Civil Action No. 15-4964-LAK

**PROOF OF SERVICE***(This section should not be filed with the court unless required by Fed. R. Civ. P. 4 (l))*

This summons for *(name of individual and title, if any)* \_\_\_\_\_  
 was received by me on *(date)* \_\_\_\_\_ .

☐ I personally served the summons on the individual at *(place)* \_\_\_\_\_  
 \_\_\_\_\_ on *(date)* \_\_\_\_\_ ; or

☐ I left the summons at the individual's residence or usual place of abode with *(name)* \_\_\_\_\_  
 \_\_\_\_\_ , a person of suitable age and discretion who resides there,  
 on *(date)* \_\_\_\_\_ , and mailed a copy to the individual's last known address; or

☐ I served the summons on *(name of individual)* \_\_\_\_\_ , who is  
 designated by law to accept service of process on behalf of *(name of organization)* \_\_\_\_\_  
 \_\_\_\_\_ on *(date)* \_\_\_\_\_ ; or

☐ I returned the summons unexecuted because \_\_\_\_\_ ; or

☐ Other *(specify)*:

My fees are \$ \_\_\_\_\_ for travel and \$ \_\_\_\_\_ for services, for a total of \$ \_\_\_\_\_ 0.00 .

I declare under penalty of perjury that this information is true.

Date: \_\_\_\_\_

\_\_\_\_\_  
*Server's signature*

\_\_\_\_\_  
*Printed name and title*

\_\_\_\_\_  
*Server's address*

Additional information regarding attempted service, etc: